Examiner: Young Toi Tse

Art Group: 2637

**2**005

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

MARC GOLDBURG :

Application No.: 10/036,779

Filed: December 31, 2001

METHOD AND APPARATUS FOR

INCREASING SPECTRAL EFFICIENCY

USING MITIGATED TRANSMIT POWER NEAR BAND-EDGE

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INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

In accordance with the duty of disclosure, enclosed is a copy of IDS Citation Form PTO/SB/08 or PTO-1449, together with copies of the documents cited on that form, except for copies not required to be submitted (e.g., copies of U.S. patents and U.S. published patent applications need not be enclosed). This IDS and IDS Citation Form are being submitted before the mailing of a final Office Action. It is respectfully requested that the cited references be considered and that the enclosed copy of PTO/SB/08 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s).

> 09/06/2006 MBINAS 00000049 022666 10036779

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The submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made in the subject application and is not to be construed as an admission that the information cited in this statement is material to patentability.

The fee set in the amount of \$180.00 for submission of the Information Disclosure Statement is enclosed herewith. Please charge any additional fees due to Deposit Account 02-2666. A duplicate copy of the Fee Transmittal (PTO/SB/17) is enclosed for this purpose.

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Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Date: September 05, 2006

Brent E. Vecchia, Reg. No. 48,011

12400 Wilshire Boulevard, 7th Floor Los Angeles, CA 90025 Telephone: (303) 740-1980

I hereby certify that this correspondence is being transmitted via facsimile on the date shown below to the United States Patent and Trademark Office.

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Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)						Complete if Known		
				SHIDE	Application Number	10/036,779		
					Filing Date	December 31, 2001		
				ICANT	First Named Inventor	Marc Goldburg		
				a <i>ry)</i>	Art Unit	2637		
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Sheet		1		Attorney Docket Number	15685P113			

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Based on PTO/SB/08A (08-03) as modified by Biakely, Solokoff, Taylor & Zefman (wir) 08/11/2003.

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